

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS PENSION FUND, NEW YORK CITY
DISTRICT COUNCIL OF CARPENTERS WELFARE
FUND, NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS VACATION FUND, NEW YORK CITY
DISTRICT COUNCIL OF CARPENTERS ANNUITY
FUND, NEW YORK CITY DISTRICT COUNCIL
OF CARPENTERS APPRENTICESHIP, JOURNEYMAN
RETRAINING, EDUCATIONAL AND INDUSTRY
FUND, NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS CHARITY FUND, and THE NEW YORK
CITY AND VICINITY CARPENTERS LABOR-
MANAGEMENT COOPERATION FUND,
by MICHAEL J. FORDE and PAUL O'BRIEN,
as TRUSTEES, AND MICHAEL J. FORDE, AS
EXECUTIVE SECRETARY-TREASURER, DISTRICT
COUNCIL FOR NEW YORK CITY AND VICINITY,
UNITED BROTHERHOOD OF CARPENTERS AND
JOINERS OF AMERICA,

07 CV 11366 (TPG)
ECF CASE

NOTICE OF MOTION

Plaintiffs,

-against-

COSNER CONSTRUCTION CORP.,

Defendant.

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C O U N S E L :

PLEASE TAKE NOTICE, that upon the annexed affidavit of Andrew Grabois, Esq.
sworn to on February 7, 2008, the stipulated facts and exhibits annexed thereto, and upon all
pleadings and proceedings heretofore and herein, the undersigned, on behalf of the plaintiffs, will
move this Court before the Honorable Thomas P. Griesa, United States District Court Judge at
the United States Courthouse, Southern District of New York, located at 500 Pearl Street,
Courtroom 26-B, New York, New York 10007, at a date and time to be set by the Court, for an
Order granting plaintiffs' motion for default judgment, and for such other and further relief as the
Court deems proper and just.

Dated: New York, New York
February 7, 2008

Yours, etc.,

O'DWYER & BERNSTIEN, LLP

By:



ANDREW GRABOIS, ESQ.

Attorney for Plaintiffs

52 Duane Street, 5th Floor

New York, New York 10007

(212) 571-7100

TO: Cosner Construction Corp.
1079 Yonkers Ave.
Yonkers, NY 10704